

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN FRANCISCO BAY REGION

ORDER NO. 77-45

ENFORCEMENT ORDER FOR ISSUANCE OF A TIME SCHEDULE

Order Directing the Cities of South San Francisco and San Bruno to comply with requirements prescribed by the California Regional Water Quality Control Board, San Francisco Bay Region, in Order No. 77-44. (NPDES permit No. CA0038130)

The California Regional Water Quality Control Board, San Francisco Bay Region, finds that:

1. This Board on May 17, 1977, adopted Order No. 77-44, prescribing waste discharge requirements including a compliance time schedule for the Cities of South San Francisco and San Bruno (hereinafter discharger) in accordance with the statutory requirements of the Federal Water Pollution Control Act and the California Water Code. The NPDES permit contains a compliance date of July 1, 1977, for achieving the effluent limitations as required by the Federal Act.
2. The discharger has submitted evidence which documents that the above requirements contained in Order No. 77-44 cannot be achieved. Major modifications and improvements of the present treatment facilities cannot be completed by July 1, 1977, due to the project process and construction time involved.
3. The discharger has submitted a time schedule by which he can achieve the above requirements contained in Order No. 77-44.
4. The Board has notified the discharger and interested agencies and persons of its intent to adopt a time schedule for compliance.
5. The Board in a public hearing heard and considered all comments pertaining to this discharger's ability to achieve compliance.

IT IS HEREBY ORDERED, that in accordance with Water Code Section 13300 the discharger shall comply with the following time schedule for compliance with Effluent Limitations B.1.b, B.1.c, B.1.d, B.2, and Receiving Water Limitations C.1.a, C.1.c:

<u>Task</u>	<u>Completion Date</u>	<u>Report of Compliance Due</u>
Submit Plans and Specifications	November 1, 1977	November 15, 1977
<u>Task</u>	<u>Completion Date</u>	<u>Compliance Due</u>
Begin Construction	April 1, 1978	April 15, 1978
Complete 50% Construction	October 1, 1978	October 15, 1978
Complete Construction	April 1, 1979	April 15, 1979
Achieve Full Compliance with Requirements	May 1, 1979	May 15, 1979

2. This Order expires on August 1, 1979.

This Board declares that it shall not undertake further enforcement action to bring the discharger into compliance with secondary effluent limitations by July 1, 1977, as contained in Order No. 77-44 provided:

- a. The discharger complies fully with all terms of the time schedule contained in this Order;
- b. The discharger complies fully with all terms of the permit with the exception of the provision requiring achievement of the secondary effluent limitations by July 1, 1977, and other requirements included in the time schedule prescribed in this Order.
- c. Circumstances do not occur which would warrant modification of the permit or time schedule; and
- d. Circumstances do not occur which would warrant an action under Section 504 of the Federal Water Pollution Control Act.

The action taken by this Board pertaining to the time schedule does not preclude the possibility of actions to enforce the permit by third parties pursuant to Section 505 of the Federal Water Pollution Control Act.

I, Fred H. Dierker, Executive Officer, do hereby certify the foregoing is a full, true, and correct copy of an Order adopted by the California Regional Water Quality Control Board, San Francisco Bay Region, on May 17, 1977.

FRED H. DIERKER
Executive Officer